PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Palent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a co offection of information unless it displays a valid OMB control number. Application Number 10/710.313 TRANSMITTAL Filing Date 07/01/2004 BECEIVED **FORM** First Named Inventor COLBY CENTRAL FAX CENTER Art Unit 3671 Examiner Name MAK 2 8 2005 KOVACS, Arpad F. (to be used for all correspondence after initial filling) Attorney Docket Number 6504-0401 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC 1 Fee Transmittal Form Drawing(s) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC 1 Petition Amondment/Reply (Appeal Notice, Brief, Reply Brief) Polition to Convert to a Proprietary Information After Final Provisional Application Power of Altorney, Revocation Change of Correspondence Address Status Letter Affidavits/declaration(s) Other Enclosure(s) (please Identify Extension of Time Request Terminal Disclaimer below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Chabot & Associates Signature Printed name Raiph D. Chabot Date Rog. No. 03/28/2005 39,133 **CERTIFICATE OF TRANSMISSION/MAILING** I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature Date Raiph D. Chabot 03/28/2005 Typed or printed name

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2004/009

MAR 2 8 2005

Attorney Docket No: 6504-0401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Colby

Examiner:

KOVACS, Arpad F.

Serial No:

10/710,313

Art Unit:

3671

Filcd:

July 1, 2004

Title: METHOD FOR HARVESTING

RESPONSE TO OFFICE ACTION DATED 12/08/2004

VIA FAX: (703)872-9306 Commissioner of Patents and Trademarks PO Box 1450 Alexandria, VA 22313-1450

SIR:

Applicant submits this Response to the Examiner's Office Action of 12/08/2004. The appropriate fee for a one month extension to respond is submitted in the accompanying form PTO-2038.

Applicant submits the following amendments: